

HOUSE No. 2110

By Mr. Wagner of Chicopee, petition of Joseph F. Wagner and others relative to regional transit authorities. Transportation.

The Commonwealth of Massachusetts

PETITION OF:

Joseph F. Wagner	Mary S. Rogeness
Thomas A. Golden, Jr.	Scott P. Brown
David B. Sullivan	Thomas J. O'Brien
Michael R. Knapik	

In the Year Two Thousand and Five.

AN ACT RELATIVE TO REGIONAL TRANSIT AUTHORITIES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Sections 107 and 245 of chapter 184 of the acts of
2 2002 are hereby repealed.

1 SECTION 2. Chapter 161B of the General Laws is hereby
2 amended by inserting after section 10 the following section:—

3 Section 11. If at any time any principal or interest is due or
4 about to come due on any bond or note issued by the authority,
5 and funds to pay the same are not available, the administrator
6 shall certify to the state treasurer the amount required to meet
7 such obligations and the commonwealth shall thereupon pay over
8 to the authority the amount so certified. If the commonwealth
9 shall not make such payment within a reasonable time, the
10 authority or any holder of an unpaid bond or note issued by the
11 authority, acting in the name and on behalf of the authority, shall
12 have the right to require the commonwealth to pay the authority
13 the amount remaining unpaid, which right shall be enforceable as
14 a claim against the commonwealth. The authority or any such
15 holder of an unpaid bond or note may file a petition in the supe-
16 rior court to enforce such claim or intervene in any such pro-

17 ceeding already commenced and the provisions of chapter two
18 hundred and fifty-eight shall apply to such petition insofar as it
19 related to the enforcement of a claim against the commonwealth.
20 Any such holder who shall have filed such a petition may apply
21 for an order of said court requiring the authority to apply funds
22 received by the authority on its claim against the commonwealth
23 to the payment of the petitioner's unpaid bond or note, and said
24 court if it finds such amount to be due him shall issue such an
25 order.